

IFW OFC / \$

TRANSMITTAL FORM (to be used on all correspondence after initial filing)		ATTORNEY DOCKET NO. 70030.0088US01	
		U.S. PATENT NO. 6,908,491 B2	CONFIRMATION NO. 8891
		ISSUE DATE June 21, 2005	
INVENTOR(S) Vince FISCHER et al.		EXAMINER Eisa B. Elhilo	GROUP ART UNIT 1751
TITLE OF APPLICATION SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR			

ADDRESS TO:	Mailstop Petition Commissioner for Patents P.O. BOX 1450 ALEXANDRIA, VA 22313-1450
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ENCLOSURES

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- ☒ Transmittal Form (In Duplicate)
- ☒ Request for Issuance of Patent to Assignee Under 37 C.F.R. § 3.81
- ☒ Copy of Request for Certificate of Correction
- ☒ Copy of PTO Communication dated January 17, 2006
- ☒ Return Postcard

☒ Please charge Deposit Account No. 13-2725 in the amount of \$130.00 to cover any required fees. In the event any variance exists between this amount and the Patent Office charges for filing the above-noted documents, including any fees required under 35 CFR 1.136 for any necessary extension of time to make the filing of the attached documents timely, please charge or credit the difference to Deposit Account No. 13-2725. Further, if these papers are not considered timely filed, then a request is hereby made under 37 CFR 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

CORRESPONDENCE ADDRESS

☒ The address associated with Customer Number: **23552** OR ☐ the correspondence address below.

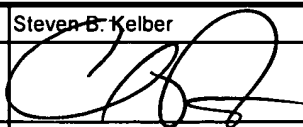
Name

Address

City

State

Zip Code

NAME	Steven B. Kelber	REGISTRATION NO.	30,073
SIGNATURE		DATE	February 15, 2006
NAME	Christopher W. Raimund	REGISTRATION NO.	47,258
		TELEPHONE	202 326-0300

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



REQUEST FOR ISSUANCE OF PATENT TO ASSIGNEE UNDER 37 C.F.R. §3.81		ATTORNEY DOCKET NO. 70030.0088US01	
		U.S. PATENT NO. 6,908,491 B2	CONF. NO. 8891
		ISSUE DATE June 21, 2005	
INVENTOR(S) Vince FISCHER et al.	EXAMINER (If known) Eisa B. Elhilo	ART UNIT (If known) 1751	
TITLE OF APPLICATION SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR			

Mail Stop Petitions
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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Dear Sir:

Applicants submitted a request for a Certificate of Correction to correct assignment information in the above captioned application on November 10, 2005 (a copy of this Request is enclosed herewith). The proper fee for consideration of the Request under 37 C.F.R. §1.20(a) (\$100.00) was also submitted with the Request. Applicants subsequently received a Communication dated January 17, 2006 indicating that additional items were required (a copy of this communication is also enclosed herewith). Moreover, since the request to correct the assignment information was submitted after payment of the issue fee, the additional items set forth in 37 C.F.R. §3.81(b) were also required. Accordingly, these additional items are set forth below.

The assignment was submitted for recordation as set forth in 37 C.F.R. §3.11 before the issuance of the patent. The Assignment was recorded in the U.S. Patent and Trademark Office on June 25, 2002 at reel 012844, frame 0973. The recorded assignment includes the correct assignee information.

Since the request to correct the assignment was submitted after payment of the issue fee, please charge Deposit Account No. 13-2725 in the amount of \$130.00 to cover the Processing fee under 37 C.F.R. §1.17(i).

02/17/2006 HALLI11 00000003 132725 65.0491
01 FC:1464 130.00 DA

It is respectfully submitted that the Request for a Certificate of Correction is now
in proper form for consideration.

February 15, 2006

Date

P.O. Box 2903
Minneapolis, Minnesota 55402-0903
Telephone No. (202) 326-0300
Facsimile No. (202) 326-0778

23552

Patent & Trademark Office

Respectfully submitted,

MERCHANT & GOULD, P.C.

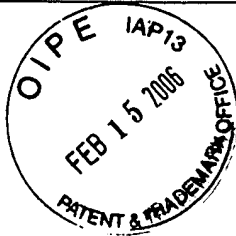


Steven B. Kelber

Registration No. 30,073

Christopher W. Raimund

Registration No. 47,258



COPY

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

January 17, 2006

Steven B. Kelber
MERCHANT & GOULD PC
P. O. Box 2903
Minneapolis, MN 55402-0903

**MERCHANT & GOULD
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JAN 24 2006

D.C. OFFICE

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FEB 28 2006

OFFICE OF PETITIONS

Patent No.: 6908491 B2
Application No.: 09/983070
Inventor(s): Vince Fischer, et al.
Issued: June 21, 2005
Title: SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR

Re: Request for Certificate of Correction

Consideration has been given your request for the issuance of a certificate of correction for the above-identified patent under the provisions of Rule(s) 1.322 and/or 1.323.

Assignees' names and addresses (assignment data) printed in a patent are based *solely* on information supplied in the appropriate space for identifying the assignment data, i.e., item 3 of the Issue Fee Transmittal Form PTOL-85B. After payment of the issue fee, correction of assignment data submitted on the PTOL-85B can only be done by Certificate of Correction under 37 CFR 1.323, with a request under 37 CFR 3.81(b).

In view of the foregoing, your request, in this matter, is hereby denied.

A request for a patent to be corrected to state the name of the assignee must:

- A. State that the assignment was submitted for recordation as set forth in 37 CFR 3.11 before issuance of the patent;
- B. Include a request for certificate of correction under 37 CFR 1.323 along with the fee set forth in 37 CFR 1.20(a); and
- C. Include the processing fee set forth in 37 CFR 1.17(i).

If the request is granted, Certificates of Correction Branch will be notified that a Certificate of Correction may be issued.

See Manual of Patent Examining Procedure, Section 1481.01 (Rev. 3) (Oct. 2005).

Applicant has not included items A and or C above, accordingly, the request for Certificate of Correction to add or change the assignee data is dismissed.

Any request under 37 CFR 3.81(b) should be directed to the following address or facsimile number:

By mail: Mail Stop PETITIONS
 Commissioner for Patents
 Post Office Box 1450
 Alexandria, VA 22313-1450

By hand: Customer Service Window
 Mail Stop Petitions
 Randolph Building
 401 Dulany Street
 Alexandria, VA 22314

By fax: 571-273-8300
 ATTN: Office of Petitions

If a fee (currently \$100) was previously submitted for consideration of a Request for Certificate of Correction, under CFR 1.323, to correct assignment data, no additional fee is required.

Virginia Tolbert
For Cecelia Newman
Decisions & Certificate of Correction Branch
(703) 305-8309 or (703) **308-9390 ext 113**

vt



COPY

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent No.:	6,908,491 B2	Docket:	70030.0088US01
Issue Date:	June 21, 2005	Patentee:	Vince FISCHER, et al.
Title:	SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR		

REQUEST FOR CERTIFICATE OF CORRECTION

Certificate of Correction Branch
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

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Sir:

It is requested that a Certificate of Correction be issued correcting printing errors appearing in the above-identified United States patent. Attorney for Applicants hereby wishes to note that the following error has been made:

On the Cover Page of the patent, the Assignee information should be corrected to read as follows:

(73) KAO Corporation,
Tokyo, 103-8210 JAPAN; and

The Andrew Jergens Company,
Cincinnati, OH (US)

In support of this correction, Applicants submit herewith a copy the Assignment that was recorded in the U.S. Patent Trademark Office on June 25, 2002 at reel 012844, frame 0973 correctly setting forth the assignee information.

As the requested correction is necessitated due to Applicant's inadvertent mistake in filling out the Issue Fee Transmittal Form (PTOL-85) submitted March 4, 2004, please charge Deposit Account No. 13-2725 in the amount of \$100.00 to the Certificate of Correction fee.


Issuance of the Certificate of Correction would neither expand nor contract the scope of the claims, and re-examination is not required.

Respectfully submitted,

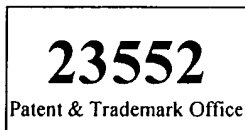
MERCHANT & GOULD P.C.

November 10, 2005

Date


Steven B. Kelber
Registration No. 30,073
Attorney of Record

P.O. Box 2903
Minneapolis, Minnesota 55402-0903
Telephone No. (202) 326-0300
Facsimile No. (202) 326-0778



**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**Page 1 of 1

PATENT NO. : 6,908,491 B2

APPLICATION NO.: 09/983,070

ISSUE DATE : June 21, 2005

INVENTOR(S) : Vince FISCHER, et al.

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the Cover Page, the Assignee information should read:

(73) Assignee: KAO Corporation
Tokyo, 103-8210 JAPAN and

The Andrew Jergens Company
Cincinnati, OH (US)

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OFFICE OF PETITIONS**MAILING ADDRESS OF SENDER (Please do not use customer number below):**

Merchant & Gould PC
P.O. Box 2903
Minneapolis, MN 55402-0903

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES
PATENT AND
TRADEMARK OFFICE

PIPER RUDNICK LLP

JUL 08 2002

JULY 02, 2002

PTAS

PIPER MARBURY RUDNICK & WOLFE LLP
SUPERVISOR, PATENT PROSECUTION SERVICES
1200 NINETEENTH STREET, N.W.
WASHINGTON, D.C. 20036-2412

Commissioner for Trademarks
Arlington, VA 22202-3513
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UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 06/25/2002

REEL/FRAME: 012844/0973
NUMBER OF PAGES: 4

BRIEF: CORRECTIVE ASSIGNMENT TO CORRECT THE NAME OF THE ASSIGNOR, FILED ON 10/23/2001. PREVIOUSLY RECORDED AT REEL 012494, FRAME 0319.

ASSIGNOR:

FISCHER, VINCE

DOC DATE: 08/09/2001

ASSIGNOR:

SAKAI, MASAHIKO

DOC DATE: 08/09/2001

ASSIGNOR:

ONITSUKA, SATOSHI

DOC DATE: 08/09/2001

ASSIGNOR:

MIYABE, HAJIME

DOC DATE: 08/09/2001

ASSIGNOR:

IKEDA, HIROSHI

DOC DATE: 08/09/2001

ASSIGNOR:

FERGUSON, DAVID

DOC DATE: 10/15/2001

COPY

012844/0973 PAGE 2

ASSIGNEE:

KAO CORPORATION
14-10, NIHONBASHIKAYABACHO 1-
CHOME, CHUO-KU
TOKYO, 103-8210, JAPAN

ASSIGNEE:

ANDREW JERGENS COMPANY, THE
2535 SPRING GROVE AVENUE
CINCINNATI, OHIO 45214-1773

SERIAL NUMBER: 09983070

PATENT NUMBER:

FILING DATE: 10/23/2001

ISSUE DATE:

TONYA LEE, EXAMINER
ASSIGNMENT DIVISION
OFFICE OF PUBLIC RECORDS

Docket No.: 3768-088-27

FORM PTO-1595
1-31-00

4/4/02
PATENT & TRADEMARK OFFICE

BAR CODE

RECORDATION FORM C
PATENTS &

07-01-2002



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TUTE

DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Vince FISCHER, Masahiko SAKAI, Satoshi ONITSUKA,
Hajime MIYABE, Hiroshi IKEDA, and David FERGUSON

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of Conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: August 9, 2001 and
October 15, 2001

2. Name and address of receiving party(ies):

Name: 1) KAO Corporation
2) The Andrew Jergens Company

Address: 1) 14-10, Nihonbashikayabacho
1-chome, Chuo-ku, Tokyo
103-8210 Japan

2) 2535 Spring Grove Avenue
Cincinnati, Ohio 45214-1773

Additional name(s) and address(es) attached? ☐ Yes ☒ No

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4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

09/983,070

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Supervisor, Patent Prosecution Services
PIPER MARBURY RUDNICK & WOLFE LLP
1200 Nineteenth Street, N.W.
Washington, D.C. 20036-2412
Telephone No. (202) 861-3900
Facsimile No. (202) 223-2085

6. Total applications and patents involved: **One**

7. Total fee (37 CFR 3.41): \$40.00

- ☒ Paid on April 4, 2002.
☐ Authorized to be charged to deposit account

8. Deposit account number: 50-1442

(Attach duplicate copy of this page if paying by deposit account)

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9. Statement and signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

James M. Heintz

Name of Person Signing

Registration Number: 41,828

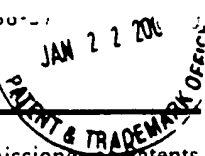
Signature

6/25/02
Date

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U.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks. Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Vince FISCHER, Masahiko SAKAI, Satoshi ONITSUKA,
Hajime MIYABE, Hiroshi IDEKA, and David FERGUSON

10-23-01

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of Conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

August 9, 2001 and

Execution Date: October 15, 2001

2. Name and address of receiving party(ies):

Name: 1) KAO Corporation
2) The Andrew Jergens Company

Address: 1) 14-10, Nihonbashikayabacho
1-chome, Chuo-ku, Tokyo,
103-8210 Japan

2) 2535 Spring Grove Avenue
Cincinnati, Ohio 45214-1177

Additional name(s) and address(es) attached? ☐ Yes ☒ No

11000 U.S. PTD
09/983070
10/23/01

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4. Application number(s) or patent number(s):

09/983070

If this document is being filed together with a new application, the execution date of the application is:

August 9, 2001

and

October 15, 2001

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Supervisor, Patent Prosecution Services
PIPER MARBURY RUDNICK & WOLFE LLP
1200 Nineteenth Street, N.W.
Washington, D.C. 20036-2412
Telephone No. (202) 861-3900
Facsimile No. (202) 223-2085

6. Total applications and patents involved: One

7. Total fee (37 CFR 3.41): \$40.00

- ☒ Enclosed
☐ Authorized to be charged to deposit account

8. Deposit account number: 50-1442

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Steven B. Kelber

Name of Person Signing

Registration Number: 30,073

Signature

Date

10/23/01

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Commissioner of Patents and Trademarks

Assignment of Application

WHEREAS, I (we), _____

Vince FISCHER, 2535 Spring Grove Avenue, Cincinnati, Ohio 45214-1773;

Masahiko SAKAI, 1-3, Bunka 2-chome, Sumida-ku, Tokyo 131-8501, Japan;

Satoshi ONITSUKA, 1-3, Bunka 2-chome, Sumida-ku, Tokyo 131-8501, Japan;

Hajime MIYABE, 1-3, Bunka 2-chome, Sumida-ku, Tokyo 131-8501, Japan; and

Hiroshi IKEDA, 1-3, Bunka 2-chome, Sumida-ku, Tokyo 131-8501, Japan; and

David FERGUSON, 2535 Spring Grove Avenue, Cincinnati, Ohio 45214-1773

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_____, respectively,

have invented certain new and useful improvements in: _____

SYSTEM AND METHOD FOR COLOR-REVITALIZING HAIR

for which an application for Letters Patent was executed on August 19, 2001 and
October 15, 2001

(Application No. _____, Filed _____); and

WHEREAS, 1) KAO Corporation and 2) The Andrew Jergens Company

(hereinafter referred to as "ASSIGNEE"), having a place of business at:

1) 14-10, Nihonbashikayabacho 1-chome, Chuo-ku, Tokyo, 103-8210 Japan

2) 2535 Spring Grove Avenue, Cincinnati, Ohio 45214-1773

is desirous of acquiring the full and exclusive right in and to said Invention and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries;

NOW, THEREFORE, in consideration of the sum of FIVE DOLLARS (\$5.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration, I (we), by these presents do sell, assign and transfer unto said ASSIGNEE, the full and exclusive right in and to said Invention in the United States and its territorial possessions and in any and all foreign countries, and the entire right, title and interest in and to any and all Letters Patent which may be granted therefor in the United States and its territorial possessions and in any and all foreign countries and in and to any and all divisions, continuations, amendments, and

I (we) hereby authorize and request the Patent Office Officials in the United States and its territorial possessions and in any and all foreign countries to issue any and all of said Letters Patent, when granted, to said ASSIGNEE as the assignee of my (our) entire right, title and interest in and to the same, for the sole use and behoof of said ASSIGNEE and said ASSIGNEE's successors and assigns, to the full end of the term for which said Letters Patent may be granted, as fully and entirely as the same would have been held by me (us) had this Assignment and sale not been made.

Further, I (we) agree that I (we) will communicate to said ASSIGNEE or said ASSIGNEE's representatives any facts known to me (us) respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuation, substitute, renewal and reissue applications, execute all necessary assignment papers to cause any and all of said Letters Patent to be issued to said ASSIGNEE, make all rightful oaths, and, generally, do everything possible to aid said ASSIGNEE, and said ASSIGNEE's successors and assigns, to obtain and enforce proper protection for said Invention in the United States and its territorial possessions and in any and all foreign countries.

The undersigned hereby grant(s) the firm of Piper Marbury Rudnick & Wolfe LLP, Attorneys at Law, 1200 Nineteenth Street, N.W., Washington, D.C. 20036-2412, the power to insert on this Assignment any further identification, including the application number and filing date, which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for recordation of this document.

Date: 8/9/01

(Signature of Inventor) Vince FISCHER

Date: 8/9/01

(Signature of Inventor) Masahiko SAKAI

Date: 8/9/01

(Signature of Inventor) Satoshi ONITSUKA

Date: 8/9/01

(Signature of Inventor) Hajime MIYABE

Date: 8/9/01

(Signature of Inventor) Hiroshi IKEDA

Date: _____

(Signature of Inventor) David FERGUSON

Date: 10/15/01

(Signature of Inventor)

PIPER MARBURY